

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 07-511
v.	:	DATE FILED: 8/23/07
FRANK PAULINO	:	VIOLATIONS:
ENILDA PAULINO	:	
	:	21 U.S.C. § 846 (conspiracy to distribute
	:	heroin - 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute heroin - 1 count)
	:	21 U.S.C. § 841(a)(1) (distribution of
	:	heroin - 1 count)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. In or about May 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**FRANK PAULINO and
ENILDA PAULINO**

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute 100 grams or more, that is, approximately 316 grams, of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants FRANK PAULINO and ENILDA PAULINO shared a residence located at 4231 Hellerman Street in Philadelphia.
3. Defendants FRANK PAULINO and ENILDA PAULINO used their residence to facilitate the sale and distribution of heroin.
4. Defendants FRANK PAULINO and ENILDA PAULINO stored their supply of heroin in a bedroom they shared in the residence along with packaging material, ink pads, and a scale.
5. Potential buyers of their heroin supply communicated by telephone to setup drug purchases.
6. Defendants FRANK PAULINO and ENILDA PAULINO used blue glassine packets to divide the heroin supply into smaller amounts for distribution.
7. Defendants FRANK PAULINO and ENILDA PAULINO sold heroin from the outside rear of their residence.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendants FRANK PAULINO and ENILDA PAULINO and others unknown to the grand jury committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

On or about May 30, 2007:

1. Defendant ENILDA PAULINO arranged to sell via telephone, a quantity of heroin to another individual.
2. Defendants FRANK PAULINO and ENILDA PAULINO possessed for distribution approximately 316 grams of heroin with a street value of approximately \$110,000 in their bedroom at 4231 Hellerman Street in the Philadelphia.
3. Defendants FRANK PAULINO and ENILDA PAULINO possessed packaging material including glassine bags used to package heroin in their residence.
4. Defendant ENILDA PAULINO delivered a quantity of heroin outside the rear of her residence to a customer, known to the grand jury.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 30, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**FRANK PAULINO and
ENILDA PAULINO**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, 100 grams or more, that is, approximately 316 grams, of a mixture or substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 30, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

ENILDA PAULINO

knowingly and intentionally distributed a mixture or substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 21, United States Code, Sections 846 and 841(a)(1), as set forth in this indictment, defendants

FRANK PAULINO and ENILDA PAULINO

shall forfeit to the United States of America:

(a) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses; and

(b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offenses,

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendants:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the Court;

(d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be divided with out difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**